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PATENT

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Date: September 12, 2005

By:

Sherry Duncan Bitler  
Sherry Duncan Bitler

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of S. NIETO GIL, et al.

Examiner: BUTLER, D. C.

Serial No.: 10/617,538

Art Unit: 3683

Confirmation No.: 3497

Filed: July 11, 2003

FOR: MECHANISM WITH LOAD SENSOR FOR OPERATING A BRAKE

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Arlington, VA 22313-1450

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### PETITION UNDER 37 CFR §1.78(a)(3) and 37 CFR 1.55(c)

Applicants respectfully petition under 37 CFR § 1.78(a)(3) and 37 CFR 1.55(c) for acceptance of an unintentionally delayed benefit claim to International Application No. PCT/EP02/00596, filed January 22, 2002, and German Application No. 10102685.4, filed January 22, 2001.

Specifically, this application is a continuation of International Application No. PCT/EP02/00596, filed January 22, 2002, which claims the benefit of German Application No. 10102685.4, filed January 22, 2001. Enclosed herewith is a certified copy of the German Application.

Applicants submit the entire delay between the date the claim was due and the filing of this claim is unintentional.

Applicants also note that the claim of priority to the German Application was made in the Declaration filed January 24, 2005.

Applicants are filing herewith an Amendment under separate cover in response to an April 11, 2005 Office Action. This Amendment includes an amendment to the first paragraph of

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the Specification to properly claim benefit of the International Application, which claims the benefit of the January 22, 2001 filing date of the German Application. A copy of the Amendment is enclosed with this Petition.

This Petition is also accompanied by the fee set forth in 37 CFR §1.17(t). Acceptance of this Petition is respectfully requested.

COOLEY GODWARD LLP  
ATTN: Patent Group  
One Freedom Square  
Reston Town Center  
11951 Freedom Drive  
Reston, VA 20190-5601  
Tel: (720) 566-4035  
Fax: (720) 566-4099

Respectfully submitted,  
COOLEY GODWARD LLP

By:



Sean R. O'Dowd  
Reg. No. 53,403